



BOB RILEY  
GOVERNOR

STATE OF ALABAMA  
DEPARTMENT OF INSURANCE  
201 MONROE STREET, SUITE 1700  
RECEIVED / POST OFFICE BOX 303351  
MONTGOMERY, ALABAMA 36130-3351  
ZMB JUL 26 A TELEPHONE: (334) 269-3550  
FACSIMILE: (334) 240-3194  
INTERNET: [www.aldoi.gov](http://www.aldoi.gov)

U.S. DISTRICT COURT  
MIDDLE DISTRICT OF ALABAMA

July 24, 2006

WALTER A. BELL  
COMMISSIONER  
ASSISTANT COMMISSIONER  
RAGAN INGRAM  
DEPUTY COMMISSIONER  
DAVID PARSONS  
CHIEF EXAMINER  
RICHARD L. FORD  
STATE FIRE MARSHAL  
EDWARD S. PAULK  
GENERAL COUNSEL  
REYN NORMAN  
LICENSING MANAGER  
JIMMY W. GUNN

Clerk, United States District Court  
P.O. Box 711  
Montgomery, AL 36101

Re: Civil Action 2:06cv389SRW United States District Court, Middle District of Alabama

Dear Sir:

The Insurance Department is unable to accept service of process in the above-styled case for the following reason(s):

- Section 27-4-2(13), Code of Alabama 1975, as amended, requires that a check in the amount of \$25.00 be received as the service fee per insurance company served to be taxed as costs in the action.
- Section 27-3-25, Code of Alabama 1975, as amended, requires these documents be filed in triplicate.
- Section 27-3-25, Code of Alabama 1975, as amended, states that service of process upon the Commissioner as process agent of the insurer shall be made by the proper officer of Montgomery County. Service of process by certified mail must be served directly on the company or its designated agent for service of process pursuant to Section 10-2B-5.01, Code of Alabama 1975, as amended.
- Section 27-3-24, Code of Alabama 1975, as amended, allows the Commissioner to accept service of process for licensed insurance companies only. The defendants listed in this action are not licensed insurance companies.
- Other: **SERVICE UPON THE COMPANY'S DESIGNATED AGENT FOR SERVICE (OTHER THAN THE COMMISSIONER) CAN BE MADE DIRECTLY UPON THAT AGENT, RATHER THAN GOING THROUGH THE COMMISSIONER. PLEASE REFER TO OUR WEBSITE [WWW.ALDOI.GOV](http://WWW.ALDOI.GOV) FOR INFORMATION CONCERNING THE COMPANY'S AGENT FOR SERVICE OF PROCESS.**

The document submitted by you in the above-styled case is being returned for reasons indicated above. If you have any questions, please contact me at (334) 241-4156.

Sincerely,

Ken Smithson  
ALABAMA DEPARTMENT OF INSURANCE  
EXAMINATION DIVISION